

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

KRAFT FOODS GLOBAL, INC., THE)
KELLOGG COMPANY, GENERAL MILLS, INC.,)
and NESTLÉ USA, INC.,)
Plaintiffs,)

No. 1:11-cv-08808

v.)

Judge Steven C. Seeger

UNITED EGG PRODUCERS, INC., UNITED)
STATES EGG MARKETERS, INC., CAL-MAINE)
FOODS, INC., MICHAEL FOODS INC., and)
ROSE ACRE FARMS, INC.)
Defendants.

**ORAL ARGUMENT
REQUESTED**

**DEFENDANTS ROSE ACRE FARMS, INC., CAL-MAINE FOODS, INC.,
UNITED EGG PRODUCERS, INC., AND UNITED STATES EGG MARKETERS, INC.'S
MOTION TO EXCLUDE OR LIMIT TESTIMONY OF
PLAINTIFFS' WITNESS DR. MICHAEL BAYE ON DAMAGES**

For the reasons set forth in the accompanying memorandum of law, Defendants Rose Acre Farms, Inc., Cal-Maine Foods, Inc., United Egg Producers, Inc., and United States Egg Marketers, Inc., by and through their attorneys, move pursuant to Rules 402 and 403 of the Federal Rules of Evidence to exclude or limit Plaintiffs' expert Dr. Michael Baye from offering opinions on the damages Plaintiffs purportedly sustained as a result of the short-term measures, the USEM exports, and Defendants' participation in the Certified Program, including its cage-space requirements and backfilling limitations.

Dated: November 24, 2023

Respectfully submitted,

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